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UNITED STATES OF AMERICA for the use
 and benefit of
 J. SCADUTO & SON, INC.,
 Plaintiff,
 -v-
 LIBERTY MUTUAL INSURANCE
 COMPANY and AGENCY CONSTRUCTION
 CORP.,
 Defendants.

UNITED STATES DISTRICT COURT
 FOR THE SOUTHERN DISTRICT OF NEW
 YORK

Civil Action No.: 08 CV 01885
 "EFC Case"

CERTIFICATE OF SERVICE

I, Evan Wiederkehr, hereby certify that true and correct copies of the foregoing DECLARATION IN OPPOSITION TO PLAINTIFF'S RULE 12 MOTION and MEMORANDUM OF LAW, were served by the Court's electronic notification system and by first class mail on this 1st day of August, 2008, to:

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Dated: White Plains, New York
 August 1, 2008



Evan Wiederkehr